

AMENDED IN SENATE JUNE 24, 2002

AMENDED IN ASSEMBLY MAY 2, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 2063

Introduced by Assembly Member Reyes
(Coauthor: Senator Costa)

February 19, 2002

An act to add Sections 31621.31, 31621.32, 31639.27, 31639.28, 31664.21, 31676.20, 31727.11, and 31727.21 to the Government Code, relating to county employees' retirement.

LEGISLATIVE COUNSEL'S DIGEST

AB 2063, as amended, Reyes. County employees' retirement: benefits.

Under the County Employees Retirement Law of 1937, service retirement benefits for safety members are based on a 2% at age 50 formula, and those benefits for nonsafety members are based on one of several specified formulas adopted by the county board of supervisors.

This bill would authorize the board of supervisors in Fresno County to adopt a 2.5% at age 50 formula for safety members and a 2.5% at age 55 formula for nonsafety members in that county, to adopt corresponding contribution rates or to apply a single rate of contributions, and to establish nonservice-connected disability retirement allowances for those members, as specified.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 31621.31 is added to the Government Code, to read:

31621.31. (a) In adopting Section 31676.20, the normal rates of contribution, except for members covered by Article 6.8 (commencing with Section 31639) of this chapter, shall be rates that provide an average annuity at age 55 years equal to the fraction of one-one hundred sixtieth of the final compensation of members not covered by Article 6.8, according to the tables adopted by the board of supervisors, for each year of service rendered after entering this system.

~~(b) This system may be made applicable in a county on the first~~
(b) *This section may be made applicable to Fresno County on the first day of the month after the board of supervisors of the county adopts, by majority vote, a resolution adopting this section.*

~~(c) This section shall only apply to a county of the 12th class, as provided by Sections 28020 and 28033.~~

SEC. 2. Section 31621.32 is added to the Government Code, to read:

31621.32. Instead of the normal rates of contribution required by Section 31621.31, the board of supervisors may, upon actuarial advice, establish a single rate of ~~contributions~~ *contribution* applicable to all persons becoming members after this section is made operative in that county by the board of supervisors. However, this rate shall be established to provide the average annuity described in Section 31621.31.

SEC. 3. Section 31639.27 is added to the Government Code, to read:

31639.27. The normal rates of contribution *in Fresno County* shall be rates that will provide an average annuity at age 50 years equal to the fraction of one-one hundred sixtieth of the final compensation of safety members, according to the table adopted by the board of supervisors, for each year of service rendered after entering the system.

SEC. 4. Section 31639.28 is added to the Government Code, to read:

31639.28. Instead of the normal rate of contribution required by Section 31639.27, the board of supervisors may, upon actuarial advice, establish a single rate of contribution applicable to all

persons becoming members after this section is made operative in that county by the board of supervisors. However, this rate shall be established to provide the average annuity described in Section 31639.27.

SEC. 5. Section 31664.21 is added to the Government Code, to read:

31664.21. (a) Notwithstanding any other provisions of this chapter, the current service pension or the current service pension combined with the prior service pension is an additional pension for safety members purchased by the contributions of the county or district sufficient when added to the service retirement annuity to equal the fraction of one-fortieth of the member's final compensation set forth opposite his or her age at retirement taken to the preceding completed quarter year in the following table, multiplied by the number of years of current service or years of current and prior service with which the member is entitled to be credited at retirement, but in no event shall the total retirement allowance exceed the limitation of the safety member's final compensation as set forth in Section 31676.1 as it now reads or may hereafter be amended to read:

Age at Retirement	Fraction
41	.6258
41 ¹ / ₄	.6350
41 ¹ / ₂	.6442
41 ³ / ₄	.6533
42	.6625
42 ¹ / ₄	.6720
42 ¹ / ₂	.6814
42 ³ / ₄	.6909
43	.7004
43 ¹ / ₄	.7102
43 ¹ / ₂	.7200
43 ³ / ₄	.7299
44	.7397
44 ¹ / ₄	.7499
44 ¹ / ₂	.7601
44 ³ / ₄	.7703
45	.7805
45 ¹ / ₄	.7910

1	$45^{1/2}$	.....	.8016
2	$45^{3/4}$	.....	.8121
3	46	.....	.8226
4	$46^{1/4}$	.....	.8339
5	$46^{1/2}$	.....	.8452
6	$46^{3/4}$	.....	.8565
7			.8566
8	47	.....	.8678
9	$47^{1/4}$	.....	.8780
10	$47^{1/2}$	.....	.8882
11	$47^{3/4}$	.....	.8983
12	48	.....	.9085
13	$48^{1/4}$	.....	.9194
14	$48^{1/2}$	.....	.9304
15	$48^{3/4}$	.....	.9413
16	49	.....	.9522
17	$49^{1/4}$	.....	.9641
18	$49^{1/2}$	.....	.9761
19	$49^{3/4}$	.....	.9880
20	50	.....	1.0000
21	$50^{1/4}$	.....	1.0130
22	$50^{1/2}$	.....	1.0259
23	$50^{3/4}$	.....	1.0387
24	51	.....	1.0516
25	$51^{1/4}$	.....	1.0656
26	$51^{1/2}$	.....	1.0796
27	$51^{3/4}$	.....	1.0937
28	52	.....	1.1078
29	$52^{1/4}$	.....	1.1231
30	$52^{1/2}$	.....	1.1384
31	$52^{3/4}$	.....	1.1538
32	53	.....	1.1692
33	$53^{1/4}$	.....	1.1859
34	$53^{1/2}$	.....	1.2028
35	$53^{3/4}$	.....	1.2195
36	54	.....	1.2336
37			1.2366
38	$54^{1/4}$	.....	1.2547
39	$54^{1/2}$	.....	1.2730



1	54 ³ / ₄	1.2915
2	55 and over	1.3099

3

4 ~~(b) The fractions herein set forth shall be used until adjusted by~~
5 ~~the board for its retirement system in accordance with the interest~~
6 ~~and mortality tables adopted by the board.~~

7 ~~(c) Contributions may not be made by safety members having~~
8 ~~credit for 30 years of continuous service.~~

9 ~~(d) This section shall apply to Fresno County only and may not~~
10 ~~be operative in that county until the board of supervisors, by~~
11 ~~resolution, makes this section applicable.~~

12 *(b) Contributions shall not be made by safety members having*
13 *credit for 30 years of continuous service.*

14 *(c) This section shall apply to Fresno County only and is not*
15 *operative in that county until the board of supervisors, by*
16 *resolution, makes this section applicable.*

17 SEC. 6. Section 31676.20 is added to the Government Code,
18 to read:

19 31676.20. ~~(a) This section may be made applicable in any~~
20 ~~county on the first day of the month after the board of supervisors~~
21 ~~of the county adopts, by majority vote, a resolution providing that~~
22 ~~this section shall become applicable in the county.~~
23 Notwithstanding any other provisions of this chapter, the current
24 service pension or the current service pension combined with the
25 prior service pension is an additional pension for members
26 purchased by the contributions of the county or district sufficient,
27 when added to the service retirement annuity, to equal the fraction
28 of one-fortieth of the member's final compensation set forth
29 opposite the member's age at retirement, taken to the preceding
30 completed quarter year, in the following table multiplied by the
31 number of years of current service or years of current and prior
32 service with which the member is entitled to be credited at
33 retirement, but in no event shall the total retirement allowance
34 exceed the member's final compensation.

35

36	Age at Retirement	Fraction
37	50 .....	.7454
38	50 ¹ / ₄ .....	.7561
39	50 ¹ / ₂ .....	.7668
40	50 ³ / ₄ .....	.7775



1	51	.....	.7882
2	$51\frac{1}{4}$	.....	.7998
3	$51\frac{1}{2}$	.....	.8114
4	$51\frac{3}{4}$	.....	.8230
5	52	.....	.8346
6	$52\frac{1}{4}$	.....	.8472
7	$52\frac{1}{2}$	.....	.8598
8	$52\frac{3}{4}$	.....	.8724
9	53	.....	.8850
10	$53\frac{1}{4}$	.....	.8987
11	$53\frac{1}{2}$	.....	.9125
12	$53\frac{3}{4}$	.....	.9262
13	54	.....	.9399
14	$54\frac{1}{4}$	.....	.9549
15	$54\frac{1}{2}$	.....	.9699
16	$54\frac{3}{4}$	.....	.9849
17	55	.....	1.0000
18	$55\frac{1}{4}$	.....	1.0111
19	$55\frac{1}{2}$	.....	1.0223
20	$55\frac{3}{4}$	.....	1.0335
21	56	.....	1.0447
22	$56\frac{1}{4}$	.....	1.0597
23	$56\frac{1}{2}$	.....	1.0747
24	$56\frac{3}{4}$	.....	1.0898
25	57	.....	1.1048
26	$57\frac{1}{4}$	.....	1.1207
27	$57\frac{1}{2}$	.....	1.1367
28	$57\frac{3}{4}$	.....	1.1526
29	58	.....	1.1686
30	$58\frac{1}{4}$	.....	1.1855
31	$58\frac{1}{2}$	.....	1.2025
32	$58\frac{3}{4}$	.....	1.2195
33	59	.....	1.2365
34	$59\frac{1}{4}$	.....	1.2547
35	$59\frac{1}{2}$	.....	1.2729
36	$59\frac{3}{4}$	.....	1.2911
37	60 and over	.....	1.3093
38			



1 ~~(b) In any county operating under this section any limitations~~
2 ~~in any provisions of this chapter upon the amount of compensation~~
3 ~~used for computing rates of contributions shall be disregarded.~~

4 ~~(c)~~

5 (b) Wherever in this chapter reference is made to survivorship
6 benefits and rights under Section 31676.1, the same shall apply to
7 this section.

8 (d) This section shall apply to Fresno County only and shall not
9 be operative in that county until the board of supervisors, by
10 resolution, makes this section applicable.

11 SEC. 7. Section 31727.11 is added to the Government Code,
12 to read:

13 31727.11. In counties adopting Section 31676.20, upon
14 retirement for ~~nonservice-connected~~ *nonservice-connected*
15 disability, a member who has attained the age of 62 years shall
16 receive a service retirement allowance.

17 The ~~nonservice-connected~~ *nonservice-connected* disability
18 retirement pension for a member under the age of 62 years shall
19 be an amount that, with the portion of the member's annuity
20 provided by his or her accumulated normal contributions, will
21 make his or her disability retirement allowance equal to:

22 (a) Ninety percent of one-fortieth of his or her final
23 compensation multiplied by the number of years of service
24 credited to him or her, if either the member must rely upon service
25 in another retirement system in order to be eligible to retire, or the
26 disability retirement allowance exceeds one-third of his or her
27 final compensation.

28 (b) If the member is eligible to retire without relying upon
29 service in another retirement system and the disability retirement
30 allowance computed under subdivision (a) does not exceed
31 one-third of his or her final compensation, 90 percent of
32 one-fortieth of his or her final compensation multiplied by the
33 number of years of service which would be creditable to him or her
34 if his or her service continued until the age of 62 years, but in that
35 case the retirement allowance may not exceed one-third of his or
36 her final compensation.

37 SEC. 8. Section 31727.21 is added to the Government Code,
38 to read:

39 31727.21. In counties adopting Section 31664.21, the
40 ~~nonservice-connected~~ *nonservice-connected* disability retirement

1 pension for a safety member shall be an amount that, with the
2 portion of his or her annuity provided by his or her accumulated
3 normal contributions, will make his or her disability retirement
4 allowance equal to:

5 (a) Ninety percent of one-fortieth of his or her final
6 compensation multiplied by the number of years of service
7 credited to him or her, if either the member must rely upon service
8 in another retirement system in order to be eligible to retire, or the
9 disability retirement allowance exceeds one-third of his or her
10 final compensation.

11 (b) If the member is eligible to retire without relying upon
12 service in another retirement system and the disability retirement
13 allowance computed under subdivision (a) does not exceed
14 one-third of his or her final compensation, 90 percent of
15 one-fortieth of his or her final compensation multiplied by the
16 number of years of service which would be creditable to him or her
17 if his or her service continued until the age of 55 years, but in that
18 case the retirement allowance may not exceed one-third of his or
19 her final compensation.

